

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

**FEDERAL DEPOSIT INSURANCE
CORPORATION, as Receiver of Heritage
Community Bank,**

Plaintiff,

v.

**JOHN M. SAPHIR; PATRICK G. FANNING;
STEPHEN L. FAYDASH; WILLIAM E.
HETLER; THOMAS JELINEK; LORI A.
MOSELEY; STEPHEN ANTHONY;
JERRY C. BRUCER; JAMES K. CHAMPION;
ANDREW B. NATHAN; and MARY C. MILLS,**

Defendants.

Case No. 10-cv-7009

JURY DEMANDED

Judge Rebecca Pallmeyer

NOTICE OF MOTION

To: See Attached Service List

PLEASE TAKE NOTICE that on the 1st day of February, 2011, at 8:45 a.m., we shall appear before the Honorable Judge Pallmeyer, in Room 2119, and shall then and there present Defendant Faydash's MOTION TO DISMISS and MEMORANDUM IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS, copies of which are hereby served upon you.

Respectfully Submitted,

STEPHEN L. FAYDASH

By: /s/ Thomas G. Gardiner
One of His Attorneys

Thomas G. Gardiner, ARDC #6180243
GARDINER KOCH WEISBERG & WRONA
53 West Jackson Blvd., Suite 950
Chicago, Illinois 60604
Telephone: (312) 362-0000

AFFIDAVIT OF SERVICE

I, Araceli Villasenor, a non-attorney, do hereby certify that service of Defendant Faydash's Motion to Dismiss and Memorandum in Support of his Motion to Dismiss was accomplished pursuant to Electronic Case Filing on this 25th day of January, 2011.

/s/ Araceli Villasenor_____

SERVICE LIST:

Anne M Abrell

Casale, Woodward & Buls, Llp
9223 Broadway, Suite A
Merrillville, IN 46410
aabrell@cwblawfirm.com

Elizabeth A. Bates

Huck Bouma PC
1755 South Naperville Rd., Suite 200
Wheaton, IL 60187-8132
ebates@huckbouma.com

Mark S. Bishop

Huck, Bouma, PC
1755 South Naperville Rd., Suite 200
Wheaton, IL 60187-8132
mbishop@huckbouma.com

Terence D. Brennan

Pretzel & Stouffer
1 S. Wacker
Chicago, IL 60606
(312) 469-7071
tbrennan@kirkland.com

Ann M. Chessare

Robinson Curley & Clayton, P.C.
300 South Wacker Drive, Suite 1700
Chicago, IL 60606
momalleychessare@robinsoncurley.com

Thomas A. Christensen

Huck Bouma PC
1755 S. Naperville Rd., Suite 200
Wheaton, IL 60189
tchristensen@HuckBouma.com

Daniel J. Cozzi

Donohue Brown Mathewson & Smyth
140 S. Dearborn, Suite 800
Chicago, IL 60603
cozzi@dbmslaw.com

Steven M. Dallas

Regas, Frezados & Dallas
111 W. Washington St.
Chicago, IL 60602
stevend@rfd-law.com

William D. Dallas

Regas, Frezados, Harp & Dallas
111 West Washington Street, Suite 1525
Chicago, IL 60602
wdd@rfd-law.com

John J. Duffy

Donohue, Brown, Mathewson & Smyth
140 South Dearborn Street, Suite 700
Chicago, IL 60603
john.duffy@dbmslaw.com

John M. George

Katten & Temple LLC
542 South Dearborn St., Suite 1060
Chicago, IL 60603
jgeorge@kattentemple.com

Steven R. Gilford

Proskauer Rose LLP (70W)
70 West Madison, Suite 3800
Chicago, IL 60602-4342
sgilford@proskauer.com

Patrick B. Hurley

Huck Bouma P.C.
1755 South Naperville Rd. Suite 200
Wheaton, IL 60189-8132
phurley@huckbouma.com

Sigal P. Mandelker

Proskauer Rose Llp
Eleven Times Square
New York, NY 10036
smandelker@proskauer.com

Brian K. Mcbrearty

McBrearty, Hart & Kelly, Lc
222 South Central Avenue, Suite 200
St. Louis, MO 63105
mcbrearty@mcbreartylaw.com

Robert S. Michaels

Robinson, Curley & Clayton, P.C.
300 South Wacker Drive, Suite 1700
Chicago, IL 60606
rmichaels@robinsoncurley.com

William S. Porterfield

Barack Ferrazzano Kirschbaum &
Nagelberg LLP
200 W. Madison Street, Suite 3900
Chicago, IL 60606
scott.porterfield@bfkn.com

Kathleen R Ryding

Huck, Bouma, Martin, Jones & Bradshaw,
P.C.
1755 South Naperville Road, Suite 200
Wheaton, IL 60187-8132
kryding@huckbouma.com

George K. Samuel

Donohue Brown Mathewson & Smyth
140 S. Dearborn, Suite 800
Chicago, IL 60603
samuel@dbmslaw.com

Edward J Sedlacek

Huck Bouma PC
1755 South Naperville Rd., Suite 200
Wheaton, IL 60187-8132
esedlacek@huckbouma.com

Catherine J. Spector

Proskauer Rose LLP (70W)
70 West Madison, Suite 3800
Chicago, IL 60602-4342
cspector@proskauer.com

Aaron H. Stanton

Burke, Warren, MacKay & Serritella, PC
330 North Wabash, 22nd Floor
Chicago, IL 60611-3607
astanton@burkelaw.com

Lawrence A. Stein

Huck Bouma PC
1755 South Naperville Road
Wheaton, IL 60187-8132
lstein@huckbouma.com

Nancy A. Temple

Katten & Temple, LLP
542 South Dearborn Street, Suite 610
Chicago, IL 60605
ntemple@kattentemplelaw.com

Matthew F Tibble

Pretzel & Stouffer, Chtd.
One South Wacker Dr., Suite 2500
Chicago, IL 60606-4673
mtibble@pretzel-stouffer.com

Susan Valentine

Robinson, Curley & Clayton, P.C.
300 South Wacker Drive, Suite 1700
Chicago, IL 60606
svalentine@robinsoncurley.com

Richard M. Waris

Pretzel & Stouffer, Chtd.
One South Wacker Drive, Suite 2500
Chicago, IL 60606-4673
rwaris@pretzel-stouffer.com

Sarah B. Waxman

Barack Ferrazzano Kirschbaum &
Nagelberg LLP
200 W. Madison Street, Suite 3900
Chicago, IL 60606
sarah.waxman@bfkn.com